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Attorneys for Defendant  
Microsoft Corporation

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

ANTONIO MEDINA,

Plaintiff,

v.

MICROSOFT CORPORATION, et al.,

Defendants.

Case No. 3:14-cv-00143-RS

**STIPULATION TO CONTINUE CASE  
DEADLINES AND ~~[PROPOSED]~~ ORDER**

WHEREAS, Dr. Medina filed a First Amended Complaint ("FAC") in this case on March 21, 2014, asserting causes of action for patent infringement, unfair competition, and interference with prospective economic advantage;

WHEREAS Microsoft responded to the Complaint by filing a motion to dismiss Dr. Medina's claims for unfair competition and interference pursuant to Fed. R. Civ. Proc. 12(b)(6) on April 10, 2014;

WHEREAS the Court granted Microsoft's motion on May 23, 2014, granting Dr. Medina leave to amend the complaint within thirty days (by or before June 23, 2014);

WHEREAS Microsoft's deadline for responding to Dr. Medina's patent infringement claim falls on June 6, 2014;

STIPULATION TO CONTINUE CASE DEADLINES  
AND [PROPOSED] ORDER  
3:14-cv-00143-RS

1 WHEREAS Dr. Medina has represented to Microsoft that he intends to file a second  
2 amended complaint including claims for patent infringement as well as amended unfair  
3 competition and interference claims;

4 WHEREAS Microsoft's answer to the patent count in the FAC will be moot if Dr. Medina  
5 files a second amended complaint;

6 WHEREAS the parties desire to minimize unnecessary pleadings practice;

7 NOW, THEREFORE, subject to the Court's approval, the parties Stipulate and Agree as  
8 follows:

- 9 1. If Dr. Medina files a Second Amended Complaint by June 23, 2014, Microsoft's  
10 responsive pleading will be due on July 14, 2014. Microsoft will not be required to  
11 respond to the patent count in the First Amended Complaint as that count will be  
12 moot.
- 13 2. If Dr. Medina does not file a Second Amended Complaint by June 23, 2014, Microsoft  
14 shall file its Answer or Answer and Counterclaim to the patent count in the First  
15 Amended Complaint by July 14, 2014.

16  
17 DATED: June 6, 2014

By: 

Antonio Medina

Plaintiff  
Antonio Medina

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19  
20 DATED: June 6, 2014

PERKINS COIE LLP

By: /s/ Judith B. Jennison  
Judith B. Jennison

Attorneys for Defendant  
Microsoft Corporation

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STIPULATION TO CONTINUE CASE DEADLINES  
AND [PROPOSED] ORDER  
3:14-cv-00143-RS

**PURSUANT TO THE FOREGOING STIPULATION OF THE PARTIES, AND  
WITH GOOD CAUSE APPEARING, IT IS ORDERED THAT:**

1. If Dr. Medina files a Second Amended Complaint by June 23, 2014, Microsoft's responsive pleading will be due on July 14, 2014. Microsoft will not be required to respond to the patent count in the First Amended Complaint as that count will be moot.
2. If Dr. Medina does not file a Second Amended Complaint by June 23, 2014, Microsoft shall file its Answer or Answer and Counterclaim to the patent count in the First Amended Complaint by July 14, 2014.

DATED: June 9, 2014



THE HONORABLE RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE